GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – Sri Y. Madhu Kumar, Retired Superintendent, O/o Project Director, D.W & C.D.A., Ongole – Misappropriation of Government funds of Rs.12,429/- meant for a blind woman towards payment of surrender leave encashment for the period from 2007-2008 to 2010-2011 – Disciplinary proceedings initiated under Rule – 20 of A.P.C.S (CC&A) Rules, 1991 – ProvedRetired from service on 31-03-2014 - 50% cut in admissible pension permanently under Rule – 9 of Andhra Pradesh Revised Pension Rules, 1980 – Orders-Issued.

==========

DEPTT FOR WOMEN, CHILDREN, DIFFERENTLY ABLED AND SENIOR CITIZENS (Estt)

G.O.MS.No. 4 Dated: 15-02-2021.

Read the following:-

01. R.J.D., W.D & C.W., Ongole, Charge Memo.No.743/A/12, dated 26-02-2013.
02. W.S.D submitted by the Charged Officer Sri Y. Madhu Kumar, dated 20.3.2013.
03. R.J.D., W.D & C.W., Ongole, Proc.No.743/A/2012, dt.10-06-2013.
04. Inquiry Report submitted by the Inquiring Authority vide Rc.No.62/A1/2013, dated 05-03-2014.
05. R.J.D., W.D & C.W., Ongole, SCN vide No.743/A/2012, dated 10-03-2014.
06. Govt., Memo.No.1773/Estt.A3/2014-15, dated 05.09.2019.
07. Explanation of Sri Y. Madhu Kumar, Sudt., (Retd) dated 16.12.2019.
08. From the Secretary to APPSC, Lr.No.301/DC&C/2020, dated 07.10.2020.

*****

ORDER:-

Whereas, consequent on filing a complaint petition dated nil by Smt. K. Sujatha, Matron, Working Women's Hostel, Guntur, who is a blind woman, levelling certain allegations of misappropriation of an amount of Rs.12,429/- against Sri Y. Madhu Kumar, Superintendent, O/o P.D., D.W & C.D.A., Guntur, as he has drawn and failed to credit the same to her account towards payment of Surrender Leave for the period from 2007-2008 to 2010-2011. The Project Director, D.W & C.D.A., Guntur, vide reference 1st read above, has initiated the disciplinary proceedings under Rule – 20 of A.P.C.S [CC&A] Rules, 1991 by framing five articles of charges of **[i].** misappropriation of an amount of Rs.12,429/- by drawal of the said amount towards payment of surrender leave, which ought to be paid to a blind woman viz. Smt. K. Sujatha, Matron-cum-Store Keeper, WWH, Guntur; **[ii].** Credited the amounts drawn in favour of Smt. K. Sujatha, to the Drawing and Disbursing Officer account and taken the signatures of the individual without paying the amounts, in violation of Government orders **[iii].** Paid an amount of Rs.12,429/- to the individual

towards payment of surrender leave on 13-10-2012, in the presence of the staff working in Working Women's Hostel, Guntur, after a lapse of four years, which were drawn on 22- 11-2008, 27-11-2010 and 05-01-2010 **[iv].** Submitted a false report stating that the amounts of surrender leave of Smt. K. Sujatha, are paid to her and got acquittance; and **[v].** Behaved in a manner which will face the official position in embarassment.

2. Whereas, after examining the Written Statement of Defence filed by the Charged Officer Sri Y. Madhu Kumar, Superintendent, O/o P.D., D.W & C.D.A., Guntur, the Regional Joint Director, Women Development & Child Welfare, Ongole, has appointed the Inquiry Officer, vide 3rd read above, to inquire into the charges. Subsequently, the Inquiry Officer vide 4th read above, has submitted the inquiry report stating that all the five charges of misappropriation of Government funds and cheating of a blind woman are held proved. Keeping in view the findings of the Inquiring Authority, the Regional Joint Director, Women Development & Child Welfare, Ongole, has issued a notice to the Charged Officer, vide 5th read above , to show cause as to why he should not be awarded with a punishment of DISMISSAL from service under Rule – 9 of A.P.C.S [CC&A] Rules, 1991, directing him to submit his explanation within 15 days from the date of receipt of the said orders, failing which further action would be initiated against him treating that he has no explanation to offer. However, the Charged Officer had approached to the Andhra Pradesh Administrative Tribunal by filing O.A.No.2063/2014 and got suspension orders of Regional Joint Director, Proceedings No.743/A/2012,dated 10.06.2013. Meanwhile, the Charged Officer Sri Y. Madhu Kumar, retired from service on 31.03.2014, on attaining the age of superannuation. Subsequently, the A.P.A.T duly vacating the Interim orders dated 25.03.2014 has dismissed the said O.A No.2063 of 2014 on 03.07.2017.

3. Whereas, a provisional decision under Rule 9 of A.P. Revised Pension Rules, 1980, for imposing the punishment of 50% cut in the pension on the Charged Officer Sri Y. Madhu Kumar, Supdt., (Retd) has been taken and accordingly, a Show-cause notice was issued to the Charged Officer Sri Y. Madhu Kumar, vide 6th read above in terms of Rule 9 of A.P. Revised Pension Rules, 1980.

4. Whereas, the Charged Officer Sri Y. Madhu Kumar, Superintendent (Retd) after seeking time extension, has finally submitted his explanation on 16.12.2019 and requested the Government, to examine his explanation and do justice, since he is an old man and his health condition also not good.

5. Government, after careful examination of the entire matter including the representation of the Charged Officer Sri Y. Madhu Kumar, Superintendent (Retd), have confirmed the provisional decision to impose the penalty of 50% cut in admissible pension permanently on Sri Y. Madhu Kumar, Supdt., (Retd). The Andhra Pradesh Public Service Commission, when consulted in the matter, have concurred with the proposal of the Government vide its letter 8th read above, to impose the penalty of 50% cut in admissible pension permanently on Y. Madhu Kumar, Superintendent (Retd), O/o P.D., D.W.& C.D.A., Ongole, Prakasam District.

6. Now, the Government after careful consideration of the matter, under Rule – 9 of A.P. Revised Pension Rules, 1980, hereby impose the punishment of

50% (fifty percent) cut in pension permanently in respect of Sri Y. Madhu Kumar, Superintendent (Retd), O/o P.D., D.W & C.D.A., Prakasam, as the five Charges were held proved.

7. This order issues with the concurrence of A.P.P.S.C vide Letter 8th read above.

8. The Director, W.D&C.W., A.P., Guntur, is requested to take necessary further action in the matter accordingly.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Y. Madhu Kumar, Superintendent (Retd), O/o P.D., D.W & C.D.A., Prakasam (along with copy of Lr.No.301/DC&C/2020, dated 07.10.2020 of the Secretary, APPSC) (**through the Director, WD&CW**).
The Director, WD&CW, A.P, Guntur.
Copy to:-
The Secretary, Andhra Pradesh Public Service Commission, Vijayawada.
The Accountant General (A&E) A.P, Hyderabad.
The Director of Treasuries and Accounts, Anjaneya Towers, Ibrahimpatnam, Vijayawada.
The Secretary, Andhra Pradesh Vigilance Commission, A.P. Secretariat.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER